

AMENDED IN SENATE MAY 2, 2006  
AMENDED IN SENATE APRIL 17, 2006

**SENATE BILL**

**No. 1292**

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**Introduced by Senator Scott**

February 15, 2006

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An act to amend Section 442256 of, and to add Section 44253.11 to, the Education Code, relating to teaching credentials.

LEGISLATIVE COUNSEL'S DIGEST

SB 1292, as amended, Scott. Teachers: limited-English-proficient pupils.

Existing law permits a teacher with a basic teaching credential to be assigned to provide specially designed content instruction delivered in English, as defined, to limited-English-proficient pupils only if certain conditions are met, including that the teacher be, as of January 1, 1999, a permanent employee of a school district, a county office of education, or a school administered under the authority of the Superintendent of Public Instruction and that the teacher complete, before January 1, 2008, 45 clock hours of staff development in methods of specially designed content instruction delivered in English. Existing law requires the Commission on Teacher Credentialing to file a related report with the Legislature by December 4, 2007.

This bill would authorize a teacher with a designated subjects teaching credential or a service credential with a special class authorization to be assigned to provide specially designed content instruction delivered in English, as defined, if the teacher completes, or enrolls in, specified staff development training. The bill would require the Commission on Teacher Credentialing, in consultation

with the Superintendent of Public Instruction, to adopt guidelines, as specified. The bill would require the commission to review staff development programs to determine whether they comply with the adopted guidelines. The bill would require that a certificate of completion be given to a teacher who completes staff development training, as specified. The bill would require a teacher who receives a certificate or certificates of completion, as specified, to be deemed certificated for specified purposes.

The bill would also make conforming, nonsubstantive changes to a related provision of law.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 44225.6 of the Education Code is  
2     amended to read:  
3     44225.6. (a) By April 15 of each year, the commission shall  
4     report to the Legislature and the Governor on the availability of  
5     teachers in California. This report shall include the following  
6     information:  
7     (1) The number of individuals recommended for credentials by  
8     institutions of higher education and the type of credential or  
9     certificate, or both, for which they were recommended, including  
10    certificates issued pursuant to Sections 44253.3 and 44253.4.  
11    (2) The number of individuals recommended by school  
12    districts operating district internship programs and the type of  
13    credential or certificate, or both, for which they were  
14    recommended, including certificates issued pursuant to Sections  
15    44253.3 and 44253.4.  
16    (3) The number of individuals receiving an initial credential  
17    based on a program completed outside of California and the type  
18    of credential or certificate, or both, for which they were  
19    recommended, including certificates issued pursuant to Sections  
20    44253.3 and 44253.4.  
21    (4) The number of individuals receiving an emergency permit,  
22    credential waiver, or other authorization that does not meet the  
23    definition of a highly qualified teacher under the federal No  
24    Child Left Behind Act of 2001 (20 U.S.C. Sec. 6301 et seq.).

1 (5) The number of individuals receiving the certificate of  
2 completion of staff development in methods of specially  
3 designed content instruction delivered in English pursuant to  
4 subdivision (d) of Section 44253.10 and, separately, pursuant to  
5 paragraph (1) of subdivision (d) of Section 44253.11.

6 (6) Statewide, by county, and by school district, the number of  
7 individuals serving in the following capacities and as a  
8 percentage of the total number of individuals serving as teachers  
9 statewide, in the county, and in the school district:

10 (A) University internship.

11 (B) District internship.

12 (C) Preinternship.

13 (D) Emergency permit.

14 (E) Credential waiver.

15 (F) Preliminary or professional clear credential.

16 (G) An authorization, other than those listed in this paragraph,  
17 that does not meet the definition of a highly qualified teacher  
18 under the federal No Child Left Behind Act of 2001 (20 U.S.C.  
19 Sec. 6301 et seq.) by category of authorization.

20 (H) Certificate issued pursuant to Section 44253.3.

21 (I) Certificates issued pursuant to Section 44253.3, 44253.4,  
22 44253.10, or 44253.11, if available.

23 (J) The number of individuals serving English learner pupils in  
24 settings calling for English language development, in settings  
25 calling for specially designed academic instruction in English, or  
26 in primary language instruction, without the appropriate  
27 authorization under Section 44253.3, 44253.4, 44253.10, or  
28 44253.11, or under another statute, if available. The Commission  
29 on Teacher Credentialing may utilize data from the department's  
30 Annual Language Census Survey to report the data required  
31 pursuant to this paragraph.

32 (7) The specific subjects and teaching areas in which there are  
33 a sufficient number of new holders of credentials to fill the  
34 positions currently held by individuals with emergency permits.

35 (b) The commission shall make this report available to school  
36 districts and county offices of education to assist them in the  
37 recruitment of credentialed teachers and shall make the report  
38 and supporting data publicly available on the commission's Web  
39 site.

(c) A common measure of whether teacher preparation programs are meeting the challenge of preparing increasing numbers of new teachers is the number of teaching credentials awarded. The number of teaching credentials recommended by these programs and awarded by the commission are indicators of the productivity of teacher preparation programs. The commission shall include in the report prepared for the Legislature and Governor pursuant to subdivision (a) the total number of teaching credentials recommended by all accredited teacher preparation programs authorized by the commission and the number recommended by each of the following:

- (1) The University of California system.
- (2) The California State University system.
- (3) Independent colleges and universities that offer teacher preparation programs approved by the commission.
- (4) Other institutions that offer teacher preparation programs approved by the commission.

SEC. 2. Section 44253.11 is added to the Education Code, to read:

44253.11. (a) A teacher with a designated subjects teaching credential or a service credential with a special class authorization may be assigned to provide specially designed content instruction delivered in English, as defined in subdivision (b) of Section 44253.2, to limited-English-proficient pupils if the teacher completes, or is enrolled in, a course of staff development in methods of specially designed content instruction delivered in English for not less than 45 clock hours.

(b) The commission, in consultation with the Superintendent, shall establish guidelines for the provision of staff development pursuant to this section *that are at least as rigorous as the guidelines established pursuant to Section 44253.10*. The commission and the Superintendent may designate guidelines established pursuant to Section 44253.10 in satisfaction of this subdivision. Staff development pursuant to this section shall be consistent with the commission's guidelines.

(1) To ensure the highest standards of program quality and effectiveness, the guidelines shall include quality standards applicable to persons who train others to perform staff development training, as well as for persons who provide the training.

1 (2) The guidelines shall require that staff development offered  
2 pursuant to this section be aligned with the teacher preparation  
3 that leads to the issuance of a certificate pursuant to Section  
4 44253.3, and any amendments made to that section.

5 (3) The guidelines and standards established by the  
6 commission to implement this section shall comply with federal  
7 law.

8 (4) The commission shall review staff development programs  
9 in relation to the guidelines and standards established pursuant to  
10 this section. The review shall include all programs offered  
11 pursuant to this section. If the commission finds that a program  
12 meets the applicable guidelines and standards, the commission  
13 shall forward a report of its findings to the chief executive officer  
14 of the sponsoring school district, county office of education, or  
15 regionally accredited college or university. If the commission  
16 finds that a program does not meet the applicable guidelines or  
17 standards, or both, the report of the commission shall specify the  
18 areas of noncompliance and the time period in which a second  
19 review must occur. If a second review reveals a pattern of  
20 continued noncompliance with the applicable guidelines or  
21 standards, or both, the sponsoring agency shall be prohibited  
22 from continuing to offer the program to teachers.

23 (c) The staff development may be sponsored by any school  
24 district, county office of education, or regionally accredited  
25 college or university that meets the standards included in the  
26 guidelines established pursuant to this section or any  
27 organization that meets those standards and that is approved by  
28 the commission. An equivalent course may be taken by a teacher  
29 at a regionally accredited college or university in order to satisfy  
30 the staff development requirement described in this section. Once  
31 the commission has made a determination that a college or  
32 university class is equivalent, no further review of the class shall  
33 be required.

34 (d) (1) A teacher who completes the staff development  
35 described in this section shall be awarded a certificate of  
36 completion in methods of specially designed content instruction  
37 delivered in English.

38 (2) A teacher who completes the staff development described  
39 in this section may provide specially designed content instruction

1 delivered in English, as defined in subdivision (b) of Section  
2 44253.2.

3 (3) A teacher who completes the staff development described  
4 in this section may not be assigned to provide content instruction  
5 delivered in the primary language of the pupil, as defined in  
6 subdivision (c) of Section 44253.2.

7 (e) A teacher who completes a staff development program in  
8 methods of specially designed content instruction delivered in  
9 English pursuant to this section shall receive a certificate of  
10 completion from the commission upon submitting an application,  
11 a staff development verification form to be furnished by the  
12 commission and payment of a fee, as determined by the  
13 commission, not to exceed forty-five dollars (\$45).

14 (f) The certificate of completion is valid in all public schools.  
15 A teacher who has been issued a certificate of completion may be  
16 assigned indefinitely to provide the instructional services named  
17 on the certificate in any school district, county office of  
18 education, or school administered under the authority of the  
19 Superintendent.

20 (g) Teacher assignments made in accordance with this section  
21 shall be included in the reports required by Sections 44225.6 and  
22 44258.9.

23 (h) The governing board of each school district shall make  
24 reasonable efforts to provide limited-English-proficient pupils in  
25 need of English language development instruction with teachers  
26 who hold appropriate credentials, language development  
27 specialist certificates, or cross-cultural language and academic  
28 development certificates that authorize English language  
29 development instruction. However, any teacher awarded a  
30 certificate or certificates of completion pursuant to this section  
31 shall be deemed certificated and competent to provide the  
32 services listed on that certificate of completion.

33 (i) Any teacher completing staff development pursuant to this  
34 section shall be credited with three semester units or four quarter  
35 units for each block of 45 clock hours completed for the purpose  
36 of meeting the requirements set forth in subdivision (b) of  
37 Section 44253.3.